

776

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant's: Walther Batsberg PEDERSEN et al.

Serial No.: 09/926,756

Filed: December 13, 2001

For: A PROSTHETIC DEVICE

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. 371

Box PCT
Commissioner for Patents
Washington, D.C. 20231

Attention: APPLICATION BRANCH
MISSING REQUIREMENTS OF APPLICATION

Sir:

With respect to the above-identified national phase application, the following are filed herewith in response to the Notification of Missing Requirements under 35 U.S.C. 371, mailed March 20, 2002, copy attached.

___ Preliminary Amendment.

X Declaration in compliance with 37 C.F.R. §1.63 (2 sheets in total)

___ Declaration in compliance with 37 C.F.R. §1.63, attached to copy of specification as filed.

X If a Petition for Extension of time is necessary and the Petition and/or the check is not enclosed, this will act as the Petition and applicant herewith petitions the Commissioner to extend the time for response and charge and fees necessary under 37 CFR 1.17 (a) - (d) to Deposit Account No. 06-1358. The Commissioner is also authorized to charge payment of any other additional fees associated with this communication or credit any overpayment to Deposit Account No. 06-1358. A duplicate copy of this sheet is enclosed.

Appln: No. 09/926,756

Respectfully submitted,

JACOBSON HOLMAN PLLC

By Harvey B. Jacobson, Jr.
Harvey B. Jacobson, Jr.
Reg. No. 20,851

400 Seventh Street, N.W.
Washington, D.C. 20004-2201
(202) 638-6666

Atty. Docket: P67294US0
Date: May 3, 2002
HBJ/cmf

PG7294US0



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT
United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/926,756	Walter Batsberg Pedersen	P67294US0

INTERNATIONAL APPLICATION NO.
PCT/DK00/00697

I.A. FILING DATE	PRIORITY DATE
12/14/2000	12/17/1999

00136
JACOBSON HOLMAN PLLC
400 SEVENTH STREET N.W.
SUITE 600
WASHINGTON, DC 20004

JACOBSON HOLMAN PLLC
Response Due On Or Before
5 / 20 / 02
Month Day Year

CONFIRMATION NO. 3737
371 FORMALITIES LETTER



OC000000007675461

Date Mailed: 03/20/2002

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Copy of IPE Report
- Copy of the International Application
- Copy of the International Search Report
- Preliminary Amendments
- Request for Immediate Examination

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

VONDA M WALLACE

Telephone: (703) 305-3736

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/926,756	PCT/DK00/00697	P67294US0

FORM PCT/DO/EO/905 (371 Formalities Notice)



JCO2 Rec'd PCT/PTO 03 MAY 2002
P C 1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Walther Batsberg PEDERSEN et al.

Serial No.: 09/926,756

Filing Date: December 13, 2001

For: A PROSTHETIC DEVICE

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FEB 25 2003

TRANSMITTAL LETTER

TECHNOLOGY CENTER R3700

Commissioner for Patents
Washington, D. C. 20231

Sir:

Attached hereto is a Small Entity Declaration. It is respectfully requested that this Small Entity Declaration be made of record in the above application.

Respectfully submitted,

JACOBSON HOLMAN PLLC

By: Harvey B. Jacobson, Jr.
Harvey B. Jacobson, Jr.
Reg. No. 20,851

400 Seventh Street, N.W.
Washington, D.C. 20004-2201
(202)638-6666

Atty. Docket No. P67294US0
Date: May 3, 2002
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TECHNOLOGY CENTER R3700



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Appln of: Walther Batsberg PEDERSEN et al.

Serial No.: 09/926,756

Filed: December 13, 2001

For: A PROSTHETIC DEVICE

REQUEST FOR REFUND

Honorable Commissioner
of Patents and Trademarks
Washington, D.C. 20231

Dear Sir:

In the above identified case, Deposit Account 06-1358 has been improperly debited. By this paper, a credit to deposit account 06-1358 is requested. An explanation of the debiting error is set out below, and copies of all documents in support of this request are attached.

Explanation of Error:

- ___ Large Entity fee charged to Small Entity
- ___ Fee should not have been charged to PTO account because it was paid by check
- X PTO miscalculation
- ___ Incorrect charge for Information Disclosure Statement

Type of Charge and Amount of Refund Requested:

<u>X</u> Filing fee	\$ 150.00
___ Extra claims	_____
___ Oath or Declaration surcharge (late fee)	_____
___ Other (see comments)	_____

TOTAL REFUND REQUESTED \$ 150.00
=====

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TECHNOLOGY CENTER R3700

Comments:

This application was initially filed with the U.S. Patent and Trademark Office (PTO) on December 13, 2001. The Basic National Fee paid to the U.S. PTO was \$890, which is the correct fee to be paid when the Search Report is prepared by the EPO or JPO (37 CFR 1.492 (a) (5)). The International Search Report was prepared by EPO, a copy of which is attached and was filed with the application on December 13, 2001.

A copy of undersigned counsel's 2-28-02 Monthly Statement of Deposit Account reflecting the improper \$150 charges to its account is also attached.

Therefore, it is respectfully requested that Deposit Account 06-1358 be credited in the amount of \$150.

Attached documents:

- X Deposit account statement (highlighted)
- X Copy of the International Search Report prepared by EPO
- X Copy of the Transmittal Letter with fee calculation sheet
- X Copy of the postcard, showing the PTO mail room stamp

Respectfully submitted,

JACOBSON HOLMAN PLLC

By: 

HARVEY B. JACOBSON, JR.
Reg. No. 20,851

400 Seventh Street, N.W.
Washington, D.C. 20004-2201
202/638-6666
Atty. Dkt. No.: P67294US0
HBJ/cmf
Dated: May 3, 2002



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

MONTHLY STATEMENT
OF DEPOSIT ACCOUNT

To replenish your Deposit Account, detach and
return top portion with your check. Make check
payable to Commissioner of Patents & Trademarks.

JACOBSON PRICE HOLMAN & STERN
BRUCE LETCHWORTH
400 SEVENTH STREET, N. W.

WASHINGTON DC 20004

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MAR 21 2002

JACOBSON HOLMAN & STERN



Account No.	061358
Date	2-28-02
Page	1

COPY

PLEASE SEND REMITTANCES TO:
Patent and Trademark Office
P.O. Box 70541
Chicago, Ill. 60673

DATE POSTED			CONTROL NO.	DESCRIPTION (Serial, Patent, TM, Order)	DOCKET NO.	FEE CODE	CHARGES/ CREDITS	BALANCE
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2	26	02	201	JLS, IMA 09417134	P63947USO	704	-740.00	7161.74
2	26	02	210	529581		569	250.00	7136.74

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OCT 03 2002

AN AMOUNT SUFFICIENT TO
COVER ALL SERVICES REQUESTED
MUST ALWAYS BE ON DEPOSIT.

OPENING BALANCE	TOTAL CHARGES	TOTAL CREDITS	CLOSING BALANCE
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